

## **Meeting Notice**

**Date Notice Posted: September 28, 2007**

**City of East Providence**

**City Council Meeting**

**Date of Meeting: Tuesday, October 2, 2007**

**Time of Meeting: 7:30 p.m.**

**Location of Meeting:**

**City Hall, Council Chambers**

**145 Taunton Avenue**

**East Providence, RI 02914**

**CITY OF EAST PROVIDENCE**

**RHODE ISLAND**

**DOCKET OF REGULAR COUNCIL MEETING**

**OCTOBER 2, 2007**

**7:30 P.M.**

**I. CALL TO ORDER**

**II. INVOCATION**

**III. SALUTE TO THE FLAG**

## **TO APPROVE THE CONSENT CALENDAR**

All items under “CONSENT CALENDAR” are considered to be of a routine and noncontroversial nature by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council member so requests, in which event, the item will be removed from the “CONSENT CALENDAR” and will be considered in its normal sequence on the docket.

Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_

Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_

\_\_\_\_\_

## **IV. CONSENT CALENDAR**

### **A. APPROVAL OF COUNCIL JOURNALS**

September 18, 2007 - Regular Meeting

September 18, 2007 – Closed Meeting

### **B. CANCELLATION/ABATEMENTS (Requested by Tax Assessor)**

<b>YEAR</b>	<b>AMOUNT</b>
<b>2006</b>	<b>\$1,035.83</b>
<b>2007</b>	<b>\$4,254.61</b>
<b>Total</b>	<b>\$5,290.44</b>

## **V. LICENSES REQUIRING PUBLIC HEARING**

**1. Entertainment (Subject to approvals from Chief of Police, Building Inspector, Zoning Officer, and Fire Marshall)**

**Two Jerks Pub & Grill, Inc., d/b/a Two Jerks Pub & Grill, 446 Waterman Avenue (02914)**

**Public Comments**

**Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_**  
**Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_**  
**\_\_\_\_\_**

**VI. LICENSES NOT REQUIRING PUBLIC HEARING**

**1. Vict/Not Over 25 (Subject to approvals from Chief of Police, Building Inspector, Health Inspector, and Fire Marshall)**

**From: Smalltown Diner, LLC, d/b/a Bobbie’s Smalltown Diner**  
**To: Sedan 33, LLC, d/b/a Bobbie’s Smalltown Diner, 446 North Broadway, (02916)**

**Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_**

**2. Private Detective (Subject to approval from Chief of Police)**

**Anthony Teixeira, Jr. 117 Martin Street (02914)**

**Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_**

**LICENSING COMMISSIONERS RESUME SITTING AS CITY COUNCIL**

**VII. PUBLIC HEARINGS**

**ORDINANCES – FINAL PASSAGE**

**1. The following is an ordinance appropriating \$142,041,391 for the support of the City Government for the Fiscal year ending October 31, 2008. (Advertised Providence Journal – September 18, 2007)**

**AN ORDINANCE APPROPRIATING \$142,041,391 FOR  
THE SUPPORT OF THE CITY GOVERNMENT FOR THE  
FISCAL YEAR ENDING OCTOBER 31, 2008**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY  
ORDAINS:**

**SECTION I. The receipts for the fiscal year ending October 31, 2008  
have been established to amount to \$142,041,391 made up as follows:**

**RECEIPTS**

**Beginning Balance \$3,620,937.00**

**Sale of City Property Reserve \$500,000.00**  
**General Property Tax \$76,931,800.00**  
**Licenses and Permits \$1,402,000.00**  
**Rescue Fee Transfer \$500,000.00**  
**Smoke Detector Fee Transfer \$100,000.00**  
**Vehicle Detail Fee Transfer \$325,000.00**  
**Recreation Transfer \$25,000.00**  
**Fines, Forfeits, Penalties \$40,000.00**  
**Revenue from Use of Money & Property \$475,000.00**  
**Revenue from Other Agencies \$10,695,052.00**  
**Charges for Current Services \$835,000.00**  
**Revenue from City Agencies \$230,000.00**  
**Revenue Water Department \$8,614,000.00**  
**Revenue Wastewater Department**  
    **Sewer Use Charge \$6,550,457.00**  
    **Other Revenue \$828,000.00**  
**Revenue School Department**  
    **Local Sources \$2,317,026.00**  
    **State Sources \$28,052,119.00**  
**TOTAL RECEIPTS \$142,041,391.00**

**SECTION II. To defray the expenses of the City of East Providence for the fiscal year commencing November 1, 2007 and ending October 31, 2008, the sum of money, or so much thereof as are authorized by law indicated in the accompanying schedule, are hereby appropriated for the objects and purposes, and in the amounts expressed therein,**

**provided that payments thereunder shall be subject to the provisions of the City Charter of the City of East Providence and also subject to the provisions of said City Charter relative to the manner and form of expenditures of money set forth in said Charter from the City Treasury.**

**SECTION III. All monies appropriated are to be expended by the various departments in the manner and form approved by the Director of Finance.**

**SECTION IV. The payment to the School Fund of the following estimated receipts, included in the appropriation of \$73,194,231 for the support of the public schools for the City of East Providence fiscal year 2007-2008, shall be increased or decreased to conform with the actual amounts received from such sources during the fiscal year 2007-2008 except the City appropriation of property tax.**

## **REVENUE-SCHOOL DEPARTMENT**

### **Local Sources**

**\$2,317,026.00**

### **State Sources**

**\$28,052,119.00**

**City Appropriation of Property Tax**

**\$42,325,086.00**

**R.I. Meals Tax Designated for Deficit Reduction**

**\$500,000.00**

**TOTAL**

**\$73,194,231.00**

**SECTION V. The purpose of this ordinance is to adopt the Budget for the fiscal year 2007-2008 which begins November 1, 2007 and ends October 31, 2008 as prepared and submitted by the City Manager, and to implement the recommendations as set forth in the City Manager's Budget Message by the approval of said recommendations as contained herein, or by other ordinances or resolutions of the City Council; all in accordance with the provisions of said Article.**

**SECTION VI. This ordinance shall take effect upon its passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.**

**LEGISLATIVE, JUDICIAL AND GENERAL ADMINISTRATIVE  
ACTIVITIES**

**CITY COUNCIL**

**Personnel Services & Fringe Benefits 33,495.00**

**Supply and Service 11,300.00**

**Equipment and Capital Outlay 1,500.00**

**46,295.00**

#### **CITY MANAGER**

**Personnel Services & Fringe Benefits 282,948.00**

**Supply and Service 28,500.00**

**Equipment and Capital Outlay 1,500.00**

**312,948.00**

#### **SENIOR CENTER**

**Personnel Services & Fringe Benefits 390,550.00**

**Supply and Service 26,200.00**

**Equipment and Capital Outlay 1,000.00**

**417,750.00**

#### **INFORMATION TECHNOLOGY**

**Personnel Services & Fringe Benefits 333,725.00**

**Supply and Service 194,141.00**

**Equipment & Capital Outlay 35,100.00**

**562,966.00**

#### **CITY CLERK**

**Personnel Services & Fringe Benefits 442,445.00**

**Supply and Service 153,000.00**

**Equipment and Capital Outlay 9,000.00**

**604,445.00**

#### **FINANCE-DIRECTOR**

**Personnel Services and Fringe Benefits 143,793.00**

**Supply and Service 2,200.00**



**145,993.00**

**FINANCE-CONTROL AND ACCOUNTS**

**Personnel Services and Fringe Benefits 295,404.00**

**Supply and Service 5,575.00**

**300,979.00**

**FINANCE-TREASURY-MIS**

**Personnel Services and Fringe Benefits 86,193.00**

**Supply and Service 54,590.00**

**140,783.00**

**FINANCE-TREASURY DIVISION**

**Personnel Services and Fringe Benefits 524,100.00**

**Supply and Service 55,619.00**

**Equipment and Capital Outlay 3,000.00**

**582,719.00**

**FINANCE-PURCHASING DIVISION**

**Personnel Services & Fringe Benefits 152,365.00**

**Supply and Service 19,527.00**

**Equipment and Capital Outlay 500.00**

**172,392.00**

**FINANCE-ASSESSMENT DIVISION**

**Personnel Services and Fringe Benefits 414,113.00**

**Supply and Service 13,000.00**

**Equipment and Capital Outlay 1,000.00**

**428,213.00**

**PLANNING**

**Personnel Services and Fringe Benefits 672,370.00**

**Supply and Service 38,700.00**

**Equipment and Capital Outlay 5,000.00**

**716,070.00**

**HUMAN RESOURCES & SERVICE-PERSONNEL & E.M.**

**Personnel Services and Fringe Benefits 460,156.00**

**Supply and Service 16,800.00**

**476,956.00**

**HUMAN RESOURCES & SERVICE-AFFIRMATIVE ACTION**

**Personnel Services and Fringe Benefits 65,822.00**

**Supply and Service 1,700.00**

**67,522.00**

**HUMAN SERVICES**

**Personnel Services and Fringe Benefits 10,344.00**

**Supply and Service 1,000.00**

**11,934.00**

**LAW DEPARTMENT**

**Personnel Services and Fringe Benefits 406,068.00**

**Supply and Service 11,300.00**

**Equipment and Capital Outlay 2,500.00**

**419,868.00**

**CANVASSING AUTHORITY**

**Personnel Services and Fringe Benefits 235,991.00**

**Supply and Service 20,150.00**

**Equipment and Capital Outlay 1,500.00**

**257,641.00**

## **PUBLIC LIBRARIES**

**Personnel Services and Fringe Benefits 1,694,529.00**

**Supply and Service 122,900.00**

**Equipment and Capital Outlay 2,000.00**

**Debt Service 243,153.00**

**2,062,580.00**

## **PUBLIC SAFETY-POLICE**

**Personnel Services and Fringe Benefits 10,701,961.00**

**Supply and Service 1,001,770.00**

**Equipment and Capital Outlay 21,000.00**

**11,724,731.00**

## **PUBLIC SAFETY-FIRE**

**Personnel Services and Fringe Benefits 11,207,211.00**

**Supply and Service 828,850.00**

**Equipment and Capital Outlay 57,500.00**

**12,093,561.00**

## **PUBLIC WORKS-ANIMAL SHELTER**

**Personnel Services and Fringe Benefits 205,506.00**

**Supply and Service 34,700.00**

**240,206.00**

## **PUBLIC WORKS-BUILDINGS DIVISION**

**Personnel Services and Fringe Benefits 823,072.00**

**Supply and Service 617,489.00**

**Equipment and Capital Outlay 1,500.00**

**1,442,061.00**

**PUBLIC WORKS-BUILDING INSPECTION**

**Personnel Services and Fringe Benefits 600,402.00**

**Supply and Service 32,700.00**

**Equipment and Capital Outlay 10,000.00**

**643,102.00**

**PUBLIC WORKS-DIRECTOR**

**Personnel Services and Fringe Benefits 196,818.00**

**Supply and Service 2,700.00**

**199,518.00**

**PUBLIC WORKS-ENGINEERING**

**Personnel Services and Fringe Benefits 598,740.00**

**Supply and Service 22,498.00**

**Equipment and Capital Outlay 5,100.00**

**626,338.00**

**PUBLIC WORKS-HIGHWAY**

**Personnel Services and Fringe Benefits 2,237,278.00**

**Supply and Service 503,570.00**

**Equipment and Capital Outlay 14,500.00**

**2,755,348.00**

## **PUBLIC WORKS-CENTRAL GARAGE**

**Personnel Services and Fringe Benefits 698,207.00**

**Supply and Service 82,925.00**

**Equipment and Capital Outlay 4,000.00**

**785,132.00**

## **PUBLIC WORKS-STREET LIGHTS**

**Supply and Service 630,000.00**

## **PUBLIC WORKS-WASTEWATER FACILITIES PLANT**

**Personnel Services and Fringe Benefits 1,653,079.00**

**Supply and Service 2,160,840.00**

**Debt Service 211,186.00**

**Equipment and Capital Outlay 151,000.00**

**4,176,105.00**

## **PUBLIC WORKS-WASTEWATER FACILITIES-COLLECTION**

**Personnel Services and Fringe Benefits 151,172.00**

**Supply and Service 2,577,620.00**

**Debt Service 343,560.00**

**Equipment and Capital Outlay 130,000.00**

**3,202,352.00**

## **PUBLIC WORKS-REFUSE DISPOSAL**

**Personnel Services and Fringe Benefits 2,808,092.00**

**Supply and Service 34,300.00**

**2,842,392.00**

## **PUBLIC WORKS-WATER**

**Personnel Services and Fringe Benefits 2,059,105.00**

**Supply and Service 3,375,574.00**

**Equipment and Capital Outlay 2,967,161.00**

**Debt Service 212,160.00**

**8,614,000.00**

## **RECREATION**

**Personnel Services and Fringe Benefits 926,488.00**

**Supply and Service 188,705.00**

**Debt Service 13,500.00**

**Equipment and Capital Outlay 56,269.00**

**1,184,962.00**

## **RECREATION-PARKS**

**Personnel Services and Fringe Benefits 1,105,126.00**

**Supply and Service 277,280.00**

**Equipment and Capital Outlay 34,400.00**

**1,416,806.00**

## **MISCELLANEOUS**

**Retiree Benefits 1,591,278.00**

**Interest on Tax Notes 500,000.00**

**General Audit 29,000.00**

**Judgment & Claims 30,000.00**

**Mental Health 60,000.00**

**Bond Principal 681,500.00**

**Bond Interest 562,190.00**

**Medical Reimbursable 138,000.00**

**Insurance (Public Liability) 650,000.00**

**Unemployment Compensation 30,000.00**

**Professional Services 140,000.00**

**Membership Fees 27,000.00**

**Negotiations 1,000,000.00**

**Computer Lease Purchase 97,500.00**

**Self-Help 30,000.00**

**Master Lease 540,000.00**

**Capital Equipment 280,000.00**

**Minimum Standards 35,000.00**

**Other Miscellaneous 22,500.00**

**6,443,968.00**

**CONTINGENCY FUND 60,000.00**

**DEBT SERVICE FUND 2,038,524.00**

**SCHOOL FUND 72,694,231.00**

**SCHOOL DEFICIT FUND 500,000.00**

**Public Comments**

**Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_**

**Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_**

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**VIII. CONTINUED BUSINESS**

**IX. NEW BUSINESS**

**A. CITY MANAGER’S REPORT**

**1. Budget Presentation**

Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_

Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_

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**B. REPORTS OF OTHER CITY OFFICIALS**

**CLAIMS COMMITTEE (by William J. Conley, Jr. – City Solicitor)**

Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_

Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_

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**C. RENEWAL OF ANNUAL LICENSES (by Virginia B. Nunes, City Clerk)**

**Requesting authorization be granted to renew subject licenses,**



excluding alcoholic beverage licenses, for year commencing December 1, 2007, upon application by licensee and subject to approval by Chief of Police and, as required by Health inspector and other City Officials; and requesting also to be advised of any licenses to be deferred or with held from the renewal process.

Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_

Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_  
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#### **C. COUNCIL BUSINESS**

1. Handicap Parking, Ericka Nunez, 221 Juniper Street (02914) (by Councilman Silva)

Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_

Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_  
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**D. INTRODUCTION OF ORDINANCES** (If given First Passage, can be referred to the next regular Council Meeting to be held on October 2, 2007 for a public hearing and consideration of final passage).

1. The following is an ordinance ordering the assessment and

**collection of property tax on the ratable real estate, tangible personal property, and an excise tax on registered motor vehicles and trailers.**

**AN ORDINANCE ORDERING THE ASSESSMENT AND COLLECTION  
OF  
PROPERTY TAX ON THE RATABLE REAL ESTATE, TANGIBLE  
PERSONAL  
PROPERTY AND AN EXCISE TAX ON REGISTERED MOTOR  
VEHICLES AND TRAILERS.**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY  
ORDAINS:**

**SECTION I. That the City Council of the City of East Providence hereby orders the assessment and collection of a tax on ratable real estate, tangible personal property and an excise tax on registered motor vehicles and trailers in a sum not more than Eighty-three Million Two Hundred Thousand (\$83,200,000) Dollars nor less than Eighty-two Million One Hundred Thousand (\$82,100,000) Dollars. Said tax is for ordinary expenses, for the payment of interest and indebtedness, in whole or in part, of said city, and for other purposes authorized by law.**

**The Tax Assessor shall assess and apportion said tax on the**

inhabitants and ratable property of said city as of the 31st day of December, 2007 at twelve o'clock Eastern Standard Time, according to law, and shall on completion of said assessment, date and sign same and shall make out and certify to the City Treasurer of the City of East Providence, who is charged with the duties for the collection of taxes, on or before the 16th day of June, 2008 complete list of the names of the persons taxed and of the total value of all the real estate assessed against each person, and also the amount of registered motor vehicles and trailers assessed against each person, and also the total amount assessed against each person on said real estate, personal estate and registered motor vehicles and trailers, opposite the name of the person or persons assessed. Upon receipt of the certified tax list by the City Treasurer, he shall proceed and collect said tax on the persons and estates liable thereof; said tax shall be due and payable on and between the 2nd day of June 2008 and the 1st day of July, 2008 and provided further that if said tangible personal property and real estate taxes are paid in full on or before the 1st day of July, 2008, a discount of three per centum (3%) of the total taxes on said tangible personal property and real estate shall be granted, and all taxes remaining unpaid on the 1st day of July, 2008 shall carry until collected a penalty at the rate of twelve per centum (12%) per annum from the 2nd day of June, 2008 upon said unpaid tax, however, said taxes may be paid in four installments; the first installment of twenty-five per centum (25%) on or before the 1st day of July, 2008, the second installment of twenty-five per centum (25%) on or before the 1st day of September, 2008, the third installment of

**twenty-five per centum (25%) on or before the 1st day of December, 2008 and the fourth installment of twenty-five per centum (25%) on or before the 2nd day of March, 2009.**

**Each installment of taxes if paid on or before the last day of each installment period successively in order shall be free from any charge of interest.**

**If the first installment or any succeeding installment of taxes is not paid by the last date of the respective unpaid balance period or periods as they occur, then the whole tax or remaining unpaid balance of the taxes as the case may be shall immediately become due and payable and carry until collected a penalty at the rate of twelve per centum, (12%) per annum.**

**The City Treasurer shall, by advertisement in the public newspaper having circulation in the City of East Providence, notify all persons assessed to pay their respective taxes at his office on and between the said 2nd day of June, and the 1st day of July, 2008 both days inclusive; said City Treasurer setting forth the hours during which his office shall remain open to receive said taxes.**

**SECTION II. That any of said taxes not paid on or before the 2nd day of March, 2009 shall forthwith be collected by levy upon the sale of real estate upon which it is assessed and by that or other due process of law in case of assessment upon personal property.**

**SECTION III. This ordinance shall take effect upon its second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.**

**Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_**  
**Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_**  
**\_\_\_\_\_**

**2. The following is an ordinance authorizing the Director of Finance to borrow funds in anticipation of taxes.**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
FINANCE TO BORROW FUNDS IN ANTICIPATION OF TAXES.**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY  
ORDAINS:**

**SECTION I. The Director of Finance is authorized to borrow during the fiscal year ending October 31, 2008 such sums of money in anticipation of the property taxes of the year as may be permitted by law for the purpose of meeting the current liabilities and expenses of the City and that the Director of Finance is authorized to issue the note or notes of the City therefore and to refund such note or notes**

and any tax anticipation notes of a prior year to the extent permitted by law.

**SECTION II.** This ordinance shall take effect upon its second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed. (Requested by: Director of Finance)

Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_  
Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_  
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3. The following is an ordinance authorizing the Director of Finance to borrow funds in anticipation of revenue.

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
FINANCE TO BORROW FUNDS IN ANTICIPATION OF REVENUE.**

**THE COUNCIL OF THE CITY OF EAST PROVIDENCE HEREBY  
ORDAINS:**

**SECTION I.** The Director of Finance is authorized to borrow during the fiscal year ending October 31, 2008 such sums of money in anticipation of the sewer use fee revenue of the year as may be permitted by law for the purpose of meeting the current liabilities and

**expenses of the City and that the Director of Finance is authorized to issue the note or notes of the City therefore and to refund such note or notes and any revenue anticipation notes of a prior year to the extent permitted by law.**

**SECTION II. This ordinance shall take effect upon its second passage and all ordinances and parts of ordinances inconsistent herewith are hereby repealed. (Requested by: Director of Finance)**

**Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_**  
**Cusack\_\_\_\_\_DiTraglia\_\_\_\_\_Perry\_\_\_\_\_Silva\_\_\_\_\_Ramos\_\_\_\_\_**  
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**C. COMMUNICATIONS**

- 1. Charles Mello, Jr., 596 Willett Avenue (02915) Requesting to address the Council regarding when will the Mayor and Council be more specific now that they have required everyone else to be.**
- 2. Gail Santilli, 208 Narragansett Avenue (02915) Requesting to address the Council regarding speeding.**

**3. Robert Enos, 11 Milburn Road (02914) Requesting to address the Council regarding the budget for the City.**

**4. John F. Conley, Chairman East Providence Democratic City Committee submitted names for consideration for appointment as alternate to the East Providence Canvassing Authority.**

**5. Joan Marasco, 54 West River Parkway, No. Providence (02904) Requesting to address the Council regarding parking on 102 Burns Avenue (02915).**

## **IX. ADJOURNMENT**

**Motion\_\_\_\_\_By\_\_\_\_\_2nd\_\_\_\_\_**